

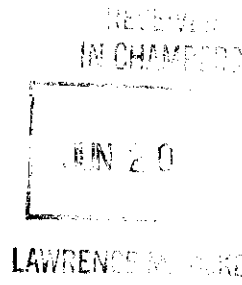
MEMO ENDORSED**LEWIS & JOHS**

Lewis Johs Avallone Aviles, LLP

Counsellors at Law

June 18, 2008

United States District Court
 Southern District of New York
 500 Pearl Street
 New York, New York 10007-1312
 Attention: Honorable Lawrence M. McKenna



**Re: Zumbo v. T & B Equipment Company, Inc. and Allen George
 Rothenberger
 Docket No.: 07 CIV6340
 LJAA File No.: 0114-1070-NYOO**

Dear Judge McKenna:

As you are aware, this office represents the defendants, T & B Equipment Company, Inc. and Allan George Rothenberger in the above-referenced matter. Your Honor had previously extended discovery in this matter through June 30, 2008.

Both the plaintiff's deposition and the deposition of the defendant, Allen George Rothenberger, have now been held. However, the witness on behalf of the corporate defendant is expecting a baby in late June and has respectfully requested that his deposition be scheduled in July 2008.

Joseph Tucker, Esq. of the law office of Kurzman Karelsen & Frank, LLP, who represents the plaintiff in this matter, has graciously consented to our application to extend discovery in this matter until July 31, 2008.

Thank you for your kind consideration of this request. If Your Honor has any questions, please feel free to contact me.

Very truly yours,

John E. Horan
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 JEH:ma

USDC SDNY
 DOCUMENT
 ELECTRONICALLY FILED
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 DATE FILED: 6/20/08

SO ORDERED:

Lawrence M. McKenna 6/20/08
 Honorable Lawrence M. McKenna

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cc: Joseph P. Tucker, Esq., facsimile # 212-599-1759